

# United States Patent and Trademark Office

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APPLICATION NO.		LING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
10/647,249 08/26/2003		08/26/2003	Katsuya Kawagoe	241938US3	3049	
22850	7590	01/10/2006		EXAMINER		
OBLON, S 1940 DUKE	•	MCCLELLAND, N	GRAINGER, QUANA MASHELL			
ALEXAND		22314	ART UNIT	PAPER NUMBER		
	<b>,</b>			2852		

DATE MAILED: 01/10/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary    Count			Application No.	Applicant(s)	Applicant(s)					
Cuana M. Grainger  2852  Period for Reply  A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.  Extensive for the trumpt be available under the precision of 30° PR. 1350, in nevert, however, may a seply the timby filled date of the control of 30° PR. 1350, in nevert, however, may a seply the timby filled date of the communication. Felice to reply within the set or excended period for ray (b). It is author, some heapling in the seminal date of this communication. Felice to reply within the set or excended period for ray (b). It is author, some heapling of the seminal date of this communication. Felice to reply within the set or excended period for ray (b). It is author, some heapling of the seminal date of this communication. Felice to reply within the set or excended period for ray (b). It is author, some heapling of the seminal date of this communication, even if timely filled, may reduce any seminal part to the mailing date of this communication, even if timely filled, may reduce any seminal part to the mailing date of this communication.  Status  1) □ Responsive to communication(s) filled on 14 October 2005.  2a) □ This action is FINAL. 2b) □ This action is non-final.  3) □ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213.  Disposition of Claims  4) □ Claim(s) 1,24-10 and 12-16 is/are pending in the application.  4) □ Claim(s) 2,6.10 and 14 is/are allowed.  5) □ Claim(s) 1,24-10 and 12-16 is/are allowed.  6) □ Claim(s) 1,45-79-12-13.15 and 16 is/are rejected.  7) □ Claim(s) 1,45-79-12-13.15 and 16 is/are rejected.  7) □ Claim(s) 1,45-79-12-13.15 and 16 is/are rejected.  7) □ Claim(s) 1,45-79-12-13.15 and 16 is/are rejected to by the Examiner.  Application Papers  9) □ The drawing(s) filed on 1,45-46 is/are rejected to by the Examiner.  10) □ The drawing(s) f	Office Action Summary			10/647,249	KAWAGOE, KATSUYA					
The MAILING DATE of this communication appears on the cover sheet with the correspondence address — Period for Reply  A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.  Extensions from mybe evaluate under the provision of 37 FR1 138(i) in one vent, however, way a reply the timely died after 50K (9) MONTHS from the mailing date of this communication, in one vent, however, way a reply the timely died of this communication of 37 FR1 138(i) in one vent, however, way a reply the timely died of this communication.  Failute to report within the set or decanded period for reply with, y statishic, quality and the application become 8ABADONED (SU S.C. § 133). Any reply received by the Office later than these mentits after the mailing date of this communication, even if timely filed, may reduce any centred patter than digital manufacture. Set 37 CFR 173(ii):  Status  1) Separation is FINAL.  2b This action is format.  2b This action is finAL.  2b This action is non-final.  3 Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213.  Disposition of Claims  4 Claim(s) 1,2.4-10 and 12-16 is/are pending in the application.  4 Claim(s) 1,2.4-10 and 14 is/are allowed.  5 Claim(s) 2,6.10 and 14 is/are allowed.  6 Claim(s) 2,6.10 and 14 is/are allowed.  6 Claim(s) 3,4.5.7-9,12.13,15 and 16 is/are rejected.  7 Claim(s) 3,4.5.7-9,12.13,15 and 16 is/are rejected.  7 Claim(s) 3,4.5.7-9,12.13,15 and 16 is/are rejected.  7 Claim(s) 4,6.5.7-9,12.13,15 and 16 is/are rejected or by objected to by the Examiner.  Application Papers  9 The specification is objected to by the Examiner. Note the attached Office Action or form PTO-152.  Priority under 35 U.S.C. § 119  12 Aknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  a) All by Some c C None of:  1 Certifie				Examiner	Art Unit					
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WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.  Educations of them may be variable under the proteins of 3/CFR 1.13(a). In no event, however, may a reply be timely filled after SX (6) MONTHS from the mailing date of this communication.  If NO period for reply is specified develve, the machinus relations provided will apply and will explice SX (6) MONTHS from the mailing date of this communication.  If NO period for reply is specified develve, the machinus relations provided will explice SX (6) MONTHS from the mailing date of this communication. Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any seared plants that mailing date of this communication, even if timely filed, may reduce any seared plants that mailing date of this communication, even if timely filed, may reduce any seared plants that mailing date of this communication, even if timely filed, may reduce any seared plants are seared plants.  Application is FINAL.  2b) This action is FINAL.  2b) This action is FINAL.  2b) This action is filed the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213.  Disposition of Claims  4) Claim(s) 1,2,4-10 and 12-16 is/are pending in the application.  4a) Of the above claim(s) is/are pending in the application.  4a) Of the above claim(s) is/are pending in the application.  4b) Claim(s) 1,2,4-10 and 14 is/are allowed.  Claim(s) 2,6.10 and 14 is/are allowed.  Claim(s) 2,6.10 and 14 is/are allowed.  Claim(s) 2,6.10 and 14 is/are allowed.  Claim(s) 1,4,5-7-9,12,13.6 and 16 is/are rejected.  7) Claim(s)	Period fo		nication appe	ears on the cover sheet with the	correspondence ad	ldress				
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#### **DETAILED ACTION**

### Claim Rejections - 35 USC § 103

1. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

- (a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made.
- 2. Claims 1, 4-5, 7, 9, 12-13, 15 are rejected under 35 U.S.C. 103(a) as being unpatentable over Iwama et al. in view of Kawaguchi et al.

Iwana et al. teaches a belt having a resin strip formed as a scale with reflect/non-reflecting portions that are used to detect the movement of the belt. Iwana et al. does not teach the elasticity for the belt or scale.

Kawaguchi et al. teaches a resin strip 3 for reinforcing a belt 10. It would have been obvious to one of ordinary skill in the art at the time the invention was made to use the teaching of Kawaguchi et al. with the belt of Iwana et al. to obtain a belt with less cracks and ruptures.

Iwama et al. in view of Kawaguchi et al. do not suggest that the scale has a plural magnetic and non-magnetic portions. The examiner takes official notice that it is known in the art to use a scale having magnetic and non-magnetic portions as a functionally equivalent part of a speed detecting system for a belt. It would have been obvious to one of ordinary skill in the art at the time the invention was made to use a magnetic scale with the teaching of Iwama et al. since a magnetic scale is functionally equivalent to a reflective scale.

3. Claims 8 and 16 are rejected under 35 U.S.C. 103(a) as being unpatentable over Morikoshi et al. in view of Kawaguchi et al.

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Morikoshi et al. teaches a belt having a strip or tape that helps prevent meandering in the movement of the belt.

Kawaguchi et al. teaches a resin strip 3 for reinforcing a belt 10 that has the claim elasticity with the belt. It would have been obvious to one of ordinary skill in the art at the time the invention was made to use the teaching of Kawaguchi et al. with the belt of Morikoshi et al. to obtain a belt with less cracks and ruptures.

## Allowable Subject Matter

4. Claims 2, 6, 10, and 14 are allowed.

# Response to Arguments

5. Applicant's arguments with respect to the claims have been considered but are most in view of the new ground(s) of rejection. The examiner cites Temple (5,313,254) because it teaches a magnetic scale for use with a speed detection system.

#### **Contact Information**

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Quana M. Grainger whose telephone number is 571-272-2135. The examiner can normally be reached on 8am-6pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Arthur Grimley can be reached on 571-272-2136. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Quana M Grainger Primary Examiner Art Unit 2852